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Counsel to the Liquidating Trustee

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

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In re:	:	Chapter 11
	:	
CIRCUIT CITY STORES, INC., <u>et al.</u> ,	:	Case No. 08-35653 (KRH)
	:	
Debtors.	:	
-----	:	Jointly Administered
	x	

**ORDER SUSTAINING LIQUIDATING TRUST'S FORTY-FOURTH OMNIBUS
OBJECTION TO CLAIMS (DISALLOWANCE OF CERTAIN
INVALID PERSONAL INJURY CLAIMS)**

THIS MATTER having come before the Court¹ on the *Liquidating Trust's*

Forty-Fourth Omnibus Objection to Claims Omnibus Objection to Claims (Disallowance

of Certain Invalid Personal Injury Claims) (the “Objection”), which requested, among other things, that the claims specifically identified on Exhibit C attached to the Objection be disallowed for those reasons set forth in the Objection; and it appearing that due and proper notice and service of the Objection as set forth therein was good and sufficient and that no other further notice or service of the Objection need be given; and it further appearing that no response was timely filed or properly served by the Claimants being affected by this Order; and it appearing that the relief requested on the Objection is in the best interest of the Liquidating Trust, the Debtors’ estates and creditors and other parties-in-interest; and after due deliberation thereon good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The Objection is sustained in part, as set forth herein.
2. The Claims identified on Exhibit A attached hereto and incorporated herein are forever disallowed in their entirety for all purposes in these bankruptcy cases.
3. The Court will conduct a status conference on October 9, 2012 at 2:00 p.m. for all Claims identified Exhibit B attached hereto.
4. The Liquidating Trust’s rights to object to any claim including (without limitation) the Claims subject to the Objection, on any grounds that applicable law permits, are not waived and are expressly reserved.
5. The Liquidating Trust shall serve a copy of this Order on the claimants included on the exhibits to this Order on or before five (5) business days from

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¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.

the entry of this Order.

6. This Court shall retain jurisdiction to hear and determine all matters arising from or relating to this Order.

Dated: Richmond, Virginia
_____, 2012

HONORABLE KEVIN R. HUENNEKENS
UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

TAVENNER & BERAN, PLC

/s/ Lynn L. Tavenner

Lynn L. Tavenner (VA Bar No. 30083)
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*Counsel to the Circuit City Stores, Inc.
Liquidating Trust*

CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Lynn L. Tavenner

Lynn L. Tavenner

EXHIBIT A
DISALLOWED CLAIMS

Claim No.	Date Filed	Claimant	Docketed Amount	Priority	Debtor
15264	2/28/12	Aisha Maze 1473 9 th Street Oakland, CA 94607	\$100,000.00	General Unsecured	Circuit City Stores, Inc. 08-35653
15269	5/16/12	Karen Clinton c/o Menefee & Lepore Robert Lepore, Esq. 43825 10 th St. W. Lancaster, CA 93534	Blank	General Unsecured	Circuit City West Coast Stores, Inc.

EXHIBIT B
CONTINUED CLAIMS

Claim No.	Date Filed	Claimant	Docketed Amount	Priority	Debtor
15268	5/16/12	Mary Restivo 1109 Britolwood St. Brandon, FL 33510	Unliquidated	Admin Priority	Circuit City Stores, Inc. 08-35653
15270	5/16/12	Robert E. Marshall c/o George J. Cosenza, Esq. PO Box 4 515 Market St. Parkersburg, WV 26102 Robert E. Marshall 77 Little Addition Road Davisville, WV 26142	\$25,000.00	General Unsecured	Circuit City Stores, Inc. 08-35653
Docket No. 11774	3/5/12	Carole Kaylor c/o Thomas P. Finn, Esq. 153 Lakemont Park Blvd. Altoona, PA 16602 Carole Kaylor 2701 Fairway Dr. #1C Altoona, PA 16602	\$35,000.00	Admin Priority	Circuit City Stores, Inc. 08-35653